



State Government Administration Committee

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09500SB1619ham001

LRB095 11087 JAM 35788 a

1 AMENDMENT TO SENATE BILL 1619

2 AMENDMENT NO. _____. Amend Senate Bill 1619 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Procurement Code is amended by
5 changing Section 1-10 as follows:

6 (30 ILCS 500/1-10)

7 Sec. 1-10. Application.

8 (a) This Code applies only to procurements for which
9 contractors were first solicited on or after July 1, 1998. This
10 Code shall not be construed to affect or impair any contract,
11 or any provision of a contract, entered into based on a
12 solicitation prior to the implementation date of this Code as
13 described in Article 99, including but not limited to any
14 covenant entered into with respect to any revenue bonds or
15 similar instruments. All procurements for which contracts are
16 solicited between the effective date of Articles 50 and 99 and

1 July 1, 1998 shall be substantially in accordance with this
2 Code and its intent.

3 (b) This Code shall apply regardless of the source of the
4 funds with which the contracts are paid, including federal
5 assistance moneys. This Code shall not apply to:

6 (1) Contracts between the State and its political
7 subdivisions or other governments, or between State
8 governmental bodies except as specifically provided in
9 this Code.

10 (2) Grants, except for the filing requirements of
11 Section 20-80.

12 (3) Purchase of care.

13 (4) Hiring of an individual as employee and not as an
14 independent contractor, whether pursuant to an employment
15 code or policy or by contract directly with that
16 individual.

17 (5) Collective bargaining contracts.

18 (6) Purchase of real estate, except that notice of this
19 type of contract with a value of more than \$25,000 must be
20 published in the Procurement Bulletin within 7 days after
21 the deed is recorded in the county of jurisdiction. The
22 notice shall identify the real estate purchased, the names
23 of all parties to the contract, the value of the contract,
24 and the effective date of the contract.

25 (7) Contracts necessary to prepare for anticipated
26 litigation, enforcement actions, or investigations,

1 provided that the chief legal counsel to the Governor shall
2 give his or her prior approval when the procuring agency is
3 one subject to the jurisdiction of the Governor, and
4 provided that the chief legal counsel of any other
5 procuring entity subject to this Code shall give his or her
6 prior approval when the procuring entity is not one subject
7 to the jurisdiction of the Governor.

8 (8) Contracts for services to Northern Illinois
9 University by a person, acting as an independent
10 contractor, who is qualified by education, experience, and
11 technical ability and is selected by negotiation for the
12 purpose of providing non-credit educational service
13 activities or products by means of specialized programs
14 offered by the university.

15 (9) Procurement expenditures by the Illinois
16 Conservation Foundation when only private funds are used.
17 (Source: P.A. 91-627, eff. 8-19-99; 91-904, eff. 7-6-00;
18 92-797, eff. 8-15-02.)

19 Section 99. Effective date. This Act takes effect July 1,
20 2007."